

IN THE DISTRICT COURT OF OKMULGEE COUNTY
STATE OF OKLAHOMA

AUG 1 9 1999

JUDY DALE UNDERWOOD,
an Individual,
Plaintiff,

vs.

SPECIALTY RETAILERS, INC.,
d/b/a STAGE STORES, a Texas
Corporation,
Defendant.

LINDA BEAVER, COURT CLERK

By _____ Deputy

Case No:

C99 694

PETITION

COMES NOW, the Plaintiff, Judy Underwood, by and through her attorneys of record, Wood & McGonigle, P.L.L.C., and for her cause of action against the Defendant, does hereby allege and state as follows.

PARTIES

1. Judy Underwood is an individual who resides in the City of Schuler, County of Okmulgee, State of Oklahoma.
2. Specialty Retailers, Inc. is a Texas Corporation which does business in Oklahoma under the name of "Stage Stores," and one such store is located in Henrietta, County of Okmulgee, State of Oklahoma.

JURISDICTION AND VENUE

3. The acts complained of herein occurred within Okmulgee County, State of Oklahoma.
4. Specialty Retailers, Inc. is amenable to the jurisdiction and venue of this Court because it operates a public business and regularly transacts business within this Court's jurisdiction.
5. Plaintiff seeks damages in an amount in excess of \$10,000.00.

COUNT I: NEGLIGENCE

6. On December 4, 1998, the Plaintiff was shopping in the Stage Store located in Henrietta, Oklahoma. Shortly after entering the store, Plaintiff tripped on a defect in the carpeted area where she was shopping. Plaintiff fell, severely injuring her right leg.

7. The Defendant Specialty Retailers, Inc. owed a duty to business invitees such as the Plaintiff, and the Defendant breached its duty. As a result of the Defendant's breach of duty, the Plaintiff has sustained serious physical injuries, for which she should be compensated in an amount in excess of \$10,000.00.

WHEREFORE, PREMISES CONSIDERED, the Plaintiff, Judy Dale Underwood, demands judgment against the Defendant Specialty Retailers, Inc., in an amount in excess of \$10,000.00, together with interest, costs, and a reasonable attorney's fee, and for such other and further relief as this honorable Court deems appropriate in the interests of justice.

Respectfully submitted:

WOOD & McGONIGLE, P.L.L.C.

By: 

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**ATTORNEY LIEN CLAIMED
JURY TRIAL DEMANDED**

ATTORNEYS FOR PLAINTIFF